

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**vs.**

**JUAN CARLOS GARCIA,**

**Defendant.**

**CASE NO. 8:11CR424**

**AMENDED  
MEMORANDUM AND ORDER**

This matter is before the Court on Findings and a Recommendation (Filing No. 130) of a Magistrate Judge recommending that I accept the Defendant's plea of guilty. There are no objections to the Findings and Recommendation. Pursuant to 28 U.S.C. § 636(b)(1)(C) and NECrimR 11.2(d), the Court has conducted a de novo review of the record.

**IT IS ORDERED:**

1. The Findings and Recommendation (Filing No. 130) are adopted;
2. The Defendant is found guilty of Count I of the Indictment. The plea is accepted. The Court finds that the plea of guilty is knowing, intelligent, voluntary, and that a factual basis exists for the plea;
3. I defer acceptance of any plea agreement until sentencing pursuant to Federal Rule of Criminal Procedure 11(c)(3). Unless otherwise stated at sentencing, any plea agreement will be deemed accepted upon the pronouncement of the judgment and sentence; and
4. This case shall proceed to sentencing.

DATED this 3rd day of July, 2012.

BY THE COURT:

S/ Laurie Smith Camp  
Chief United States District Judge